



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276

THOMAS V. SKINNER, DIRECTOR

217/782-6760
TDD 217/782-9143

US EPA RECORDS CENTER REGION 5



486157

March 9, 2001

Mr. Donald J. McConnell
Corporate Environmental Counsel
The Sherwin-Williams Company
101 Prospect Avenue N.W.
Cleveland, Ohio 44115

Re: 1358070001 – Montgomery County
Hillsboro / Eagle Zinc
Compliance

Dear Mr. McConnell:

This letter is in follow-up to the March 1, 2001 meeting held between the Illinois Environmental Protection Agency ("Illinois EPA") and representatives of T.L. Diamond and Company, Inc., the Sherwin-Williams Company, and Eagle-Picher Industries, Inc. to discuss the Eagle Zinc site in Hillsboro, Illinois. All three of the above referenced entities have been identified as potentially responsible parties ("PRPs") pursuant to Section 10 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA" or "Superfund") at the above-referenced site and all three have received and responded to CERCLA Section 104(e) information request letters regarding the Eagle Zinc site. In this meeting, Illinois EPA expressed the need to have the parties provide firm commitments and timelines for the performance of some or all of the appropriate response measures required at this site. The purpose of this letter is to identify the specific deliverable items and actions that Illinois EPA requested from the three PRPs at the March 1, 2001 meeting.

The parties must notify Illinois EPA by March 30, 2001 of their desire to enter into negotiations with the State of Illinois that will produce a CERCLA remedial investigation feasibility study ("RI/FS") consent decree for the above-referenced site. If the PRPs wish to make such a commitment, this desire must be submitted in writing and received by Illinois EPA no later than March 30, 2001. If adequate, these commitments will be incorporated in the RI/FS consent decree to be entered in Federal court. The Illinois EPA expects this consent decree to be finalized by June 29, 2001 or, if substantial progress is

GEORGE H. RYAN, GOVERNOR

Mr. Donald J. McConnell

March 9, 2001

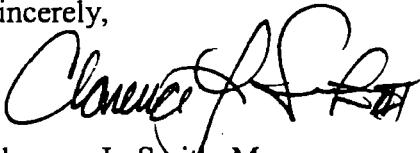
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being made towards settlement that warrants additional time, Illinois EPA will extend this deadline until July 31, 2001.

If no commitments or inadequate commitments are received, or if consent decree negotiations lack the substance or diligence to satisfy the aforementioned timeframes, Illinois EPA will then submit a referral to the United States Environmental Protection Agency to secure the performance of the needed remedial investigation and response measures at this site.

If you should have any questions or require any additional information regarding this matter, please contact me at 217/524-1655, Rick Lanham of my staff at 217/782-9881, or Assistant Counsel Greg Richardson of the Illinois EPA Division of Legal Counsel at 217/782-5544.

Sincerely,

A handwritten signature in black ink, appearing to read "Clarence L. Smith", with a stylized flourish at the end.

Clarence L. Smith, Manager
Federal Site Remediation Section
Division of Remediation Management
Bureau of Land



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March 9, 2001

Mr. Francis P. McCune
Attorney
Eagle-Picher Industries, Inc.
P.O. Box 779
Cincinnati, Ohio 45201

Re: 1358070001 – Montgomery County
Hillsboro / Eagle Zinc
Compliance

Dear Mr. McCune:

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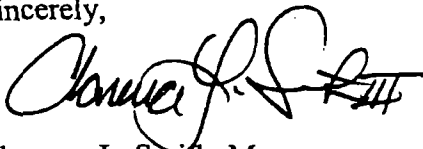
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March 9, 2001

Ms. Lois Kimbol
Dechert, Price and Rhoads
4000 Bell Atlantic Tower
1717 Arch Street
Philadelphia, Pennsylvania 19103

Re: 1358070001 – Montgomery County
Hillsboro / Eagle Zinc
Compliance

Dear Ms. Kimbol:

This letter is in follow-up to the March 1, 2001 meeting held between the Illinois Environmental Protection Agency ("Illinois EPA") and representatives of T.L. Diamond and Company, Inc., the Sherwin-Williams Company, and Eagle-Picher Industries, Inc. to discuss the Eagle Zinc site in Hillsboro, Illinois. All three of the above referenced entities have been identified as potentially responsible parties ("PRPs") pursuant to Section 10 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA" or "Superfund") at the above-referenced site and all three have received and responded to CERCLA Section 104(e) information request letters regarding the Eagle Zinc site. In this meeting, Illinois EPA expressed the need to have the parties provide firm commitments and timelines for the performance of some or all of the appropriate response measures required at this site. The purpose of this letter is to identify the specific deliverable items and actions that Illinois EPA requested from the three PRPs at the March 1, 2001 meeting.

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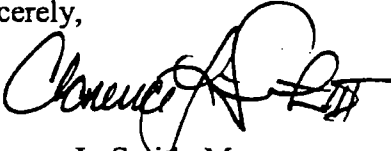
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